

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

UNITED STATES OF AMERICA,

Plaintiff,

v.

Civil Action # 05-10192 WGY

ONE STAR CLASS SLOOP SAILBOAT
BUILT IN 1930 WITH HULL NUMBER
721, NAMED "FLASH II",

Defendant.

KERRY SCOTT LANE,

Claimant.

NOTICE OF CROSS-APPEAL

Notice is hereby given that Claimant Kerry Scott Lane, M.D., hereby cross-appeals, pursuant to F.R.A.P. Rule 4(a)(3), from the Judgment (Doc. 93, filed January 15, 2008); the oral order granting summary judgment in favor of the government on the issue of sovereign immunity (entered during a telephone conference on May 15, 2007 which does not appear on the docket); the October 1, 2007 Memorandum and Order (Doc. 81) docketed on October 2, 2007); the

Supplemental Findings and Order¹ (Doc. 86) entered October 25, 2007; and any other orders germane to the final judgment.

Date: 1/29/2008

Respectfully submitted,
Kerry Scott Lane, MD,

By his attorneys,

s/Brenda Grantland
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¹ The government's Notice of Appeal (Doc. 91), which was prematurely filed on December 21, 2007, mis-characterizes the October 25, 2007 Supplemental Findings and Order (Doc. 86) as a "Judgment."